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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

BOBBY THOMPSON and
RANDY HUMPHREY,

Defendants.

2:17-mj-00947-PAL

Stipulation to Continue the
Preliminary Hearing (Fifth
Request)

IT IS HEREBY STIPULATED AND AGREED, by and between DAYLE ELIESON, United States Attorney, and CRISTINA D. SILVA, Assistant United States Attorney, counsel for the United States of America, and Nicholas Wooldridge, Esq., counsel for Defendant BOBBY THOMPSON, and Dennis Matthew Lay, Esq., counsel for defendant RANDY HUMPHREY, that the preliminary hearing date in the above-captioned matter, currently scheduled for May 4, 2018, at 4:00 pm, be vacated and continued for forty-five (45) days, to a date and time to be set by this Honorable Court.

...

...

1 This stipulation is entered into for the following reasons:

2 1. Defendant Humphrey agreed to enter into a formal plea agreement with
3 the United States. However, since making that agreement he has filed a motion for a
4 new attorney. As a result, that issue must be resolved before (and if) a formal change of
5 plea is to take place.

6 2. Defendant Thompson has been presented a written, formal plea agreement.
7 The Defendant and his counsel need additional time to review the plea agreement and
8 its potential implications.

9 3. All parties agree to the continuance.

10 4. The defendants are currently detained pending trial but do not object to a
11 continuance.

12 5. Denial of this request for continuance could result in a miscarriage of
13 justice.

14 6. The additional time requested herein is not sought for purposes of delay,
15 but to allow for Defendant Humphrey to enter his change of plea, and Defendnat
16 Thompson to potentially resolve the case pre-indictment.

17 7. The additional time requested by this stipulation, is allowed, with the
18 defendants' consent under the Federal Rules of Procedure 5.1(d).

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

2:17-mj-00947-PAL

Plaintiff,

vs.

ORDER

BOBBY THOMPSON and
RANDY HUMPHREY,

Defendants.

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

This stipulation is entered into for the following reasons:

1. Defendant Humphrey agreed to enter into a formal plea agreement with the United States. However, since making that agreement he has filed a motion for a new attorney. As a result, that issue must be resolved before (and if) a formal change of plea is to take place.

2. Defendant Thompson has been presented a written, formal plea agreement. The Defendant and his counsel need additional time to review the plea agreement and its potential implications.

3. All parties agree to the continuance.

4. The defendants are currently detained pending trial but do not object to a continuance.


5. Denial of this request for continuance could result in a miscarriage of justice.

1 **ORDER**

2 IT IS THEREFORE ORDERED that the preliminary hearing currently
3 scheduled for May 4, 2018, at the hour of 4:00 pm, be vacated and continued to June 18,
4 2018 at the hour of 4:00 p.m.

5 IT IS FURTHER ORDERED that **NO FURTHER EXTENSIONS WILL BE ALLOWED.**

6 DATED this 8th day of May, 2018.

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8 THE HONORABLE PEGGY A. LEEN
9 UNITED STATES MAGISTRATE JUDGE
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